

# THE CITY OF MADEIRA BEACH, FLORIDA

## PUBLIC NOTICE

### BOARD OF COMMISSIONERS REGULAR MEETING

THE BOARD OF COMMISSIONERS, CITY OF MADEIRA BEACH, FLORIDA, will meet in Madeira Beach City Hall located at 300 Municipal Drive, Madeira Beach, Florida to discuss the items of City business listed hereon at the time indicated below.

**7:00 P.M.**

**TUESDAY - JUNE 9, 2009**

**AUDITORIUM**

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- A. Meeting Called to Order
  - B. Roll Call
  - C. Invocation
  - D. Pledge of Allegiance to the Flag
  - E. Review the Minutes of May 12, 2009
  - F. Review the Agenda for June 9, 2009
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#### REPORTS

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|------------------------|----------|--|
| A. Planning Commission | 06/08/09 | Sarah Nichols, Commissioner District 2 |
| B. City Attorney       |          | Michael A. Connolly, City Attorney     |
| C. City Manager        |          | W.D. Higginbotham Jr., City Manager    |
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**CITIZEN'S FORUM.** The Commission welcomes advice on matters of concern which are not on the agenda. It is the policy of the Commission not to engage in discussion or attempt resolution on matters. Citizen's input is limited to 3 minutes per person.

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**COMMISSION'S FORUM.** The Commission respectfully requests that citizens refrain from engaging the Commission into a dialog or speaking out regarding matters discussed by the Commissioners.

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**CONSENT AGENDA.** There is no separate discussion of these items unless a Commissioner requests an item be removed for consideration in its normal sequence on the agenda. Approval of the Consent Agenda shall be handled in one motion except for any items removed. The Mayor may ask for Citizen's input after the items are introduced.

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**09.23a Special Event Permit.** Request by Kiwanis Club of Gulf Beaches to waive Section 58.3, Outdoor sales and displays to conduct a benefit for the Childhood Cancer Research Institute Benefit – Alex's Lemonade Stand Fund – at the Bell Tower in John's Pass Village from Noon to 7 p.m. on July 11, 2009.

**09.23b Resolution 09.08** - Amending the Fees and Collection Procedure Manual; by amending Article III (Community Development) to provide for a petition fee for the review of an alcoholic beverage application, and amending Article IV (Finance Development) to increase the fee for indebtedness searches from \$5 to \$50; creating a new Article VII (Madeira Beach Municipal Marina and assigning fees previously listed in Article III (Community Development) pertaining to vessel inspection and the municipal marina to Article VII.

**09.23c Special Event Permits – Florida Gulf Beaches Road Races**

**Resolution 09.09** will authorize:

- An annual Florida Gulf Beaches Halloween Halfathon to be held in the last weekend in October for 5-years, specifically: Sat., Oct. 31, 2009; Sun. Oct. 31, 2010; Sun., Oct. 30, 2011; Sun., October 28, 2012; and Sun., October 27, 2013.
- The City Manager to execute, on behalf of the City, the appropriate FDOT Applications for lane closures, and the 5-year agreement, excluding the provision for limited exclusivity.

**Resolution 09.10** will authorize:

- An annual Florida Gulf Beaches Holiday Halfathon to be held on the second Sunday in December for 5 years, specifically: Dec. 13, 2009; Dec. 12, 2010; Dec. 11, 2011; Dec. 10, 2012; and Dec. 08, 2013.
- The City Manager to execute, on behalf of the City, the appropriate FDOT Applications for lane closures, and the 5-year agreement, excluding the provision for limited exclusivity.

**09.23d Special Event Permit** - Request by Winn-Dixie Store #658, through Kevin Lane, Store Director, to waive City Code Section 58.3 (Outdoor sales and displays) on July 3rd and July 4th, 2009 for a July 4th Holiday giveaway and promotion.

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Citizen input on agenda items will be solicited following discussion by the Commission. Citizen's input is limited to 5 minutes.

#### **UNFINISHED BUSINESS**

- 09.19 PUBLIC HEARING to consider the 2nd Reading of Ordinance 1153** – Proposing to amend the City's Land Development Regulations, Chapter 110 (Zoning), Article VII (Off-Street Parking and Loading), Division 2 (Off street Parking Spaces), Section 110-975) (Handicapped Parking).

#### **NEW BUSINESS**

- 09.24 PUBLIC HEARING to consider the 1st Reading of Ordinance 1155** – Proposing to amend the City's Land Development Regulations, Chapter 110 (Zoning), Article VI (Supplementary District Regulations), Division 2 (Lot, Yard, Height and Other Site Area Regulations); Section 110-427. Yard regulations—Open sky requirement) to describe structures which may encroach into a yard setback, which structures are exempt from permitting and which structures are prohibited in the front yard setback.
- 09.25 PUBLIC HEARING to consider the 1st Reading of Ordinance 1156** Proposing to amend the City's Code of Ordinances, Chapter 58 (Streets, Sidewalks and Other Public Places), Article I (In General), Section 58-3 (Outdoor sales and displays), by amending (b) (Exceptions to prohibition) and establishing regulations for outdoor seating and limited outdoor sales and displays for produce and plants.

#### **CORRESPONDENCE**

#### **ADJOURNMENT**

**\*\*\* THIS MEETING IS OPEN TO THE PUBLIC \*\*\***

Persons are advised that, if they decide to appeal any decision made at this meeting/hearing, they will need a record of the proceedings, and for such purpose, they may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

**THIS MEETING IS TELEVISED LIVE ON CHANNEL 615 AND REBROADCAST THE FOLLOWING EVENING AT 7 P.M. ON CHANNEL 615.**

In accordance with the Americans with Disability Act and F.S. 286.26, persons with disabilities needing special accommodation to participate in the proceeding should contact the City Clerk's Office with your request. Telephone: (727) 391-9951, Fax: (727) 399-1131 for assistance, if hearing impaired, contact the Florida Relay Service Numbers: (800) 955-8771 (TDD).